

SENATE JOURNAL

OF THE

IDAHO LEGISLATURE

FIRST REGULAR SESSION
FIFTY-SEVENTH LEGISLATURE

TWENTY-FIFTH LEGISLATIVE DAY
THURSDAY, JANUARY 30, 2003

Senate Chamber

President Risch called the Senate to order at 11 a.m.

Roll call showed all members present except Senators Brandt and Burtenshaw, absent and formally excused by the Chair; and Senator Stennett, absent and excused.

Prayer was offered by Chaplain Gene Arnold.

The Pledge of Allegiance was led by Katie Wiersma, Page.

The Senate advanced to the Third Order of Business.

Reading and Correction of the Journal

The JUDICIARY AND RULES Committee reports that the Senate Journal of the proceedings of January 29, 2003, was read and approved as corrected.

DARRINGTON, Chairman

There being no objection, the report was adopted and ordered filed in the office of the Secretary of the Senate.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Sixth Order of Business.

Reports of Standing Committees

January 30, 2003

The JUDICIARY AND RULES Committee reports that **S 1036, S 1037, S 1038, S 1039, S 1040, S 1041, S 1042, S 1043, S 1044, and S 1045** have been correctly printed.

DARRINGTON, Chairman

S 1036, S 1037, S 1038, S 1039, S 1040, S 1041, S 1042, S 1043, S 1044, and S 1045 were referred to the Transportation Committee.

January 29, 2003

The EDUCATION Committee reports out **SJM 101** with the recommendation that it do pass.

SCHROEDER, Chairman

SJM 101 was referred to the Tenth Order of Business, Motions and Resolutions, and ordered held at the Secretary's desk for one legislative day.

January 29, 2003

The JUDICIARY AND RULES Committee reports out **S 1019** and **S 1028** with the recommendation that they do pass.

DARRINGTON, Chairman

S 1019 and **S 1028** were filed for second reading.

January 29, 2003

The STATE AFFAIRS Committee reports out **H 87** with the recommendation that it do pass.

SORENSEN, Chairman

H 87 was filed for second reading.

January 30, 2003

The LOCAL GOVERNMENT AND TAXATION Committee reports out **H 68** and **H 69** with the recommendation that they do pass.

BUNDERSON, Chairman

H 68 and **H 69** were filed for second reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Ninth Order of Business.

Messages from the House

January 29, 2003

Mr. President:

I transmit herewith **H 6** and **HCR 12** which have passed the House.

JUKER, Chief Clerk

H 6 and **HCR 12** were filed for first reading.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Eleventh Order of Business.

**Introduction, First Reading, and Reference of Bills,
House Petitions, Resolutions, and Memorials**

S 1046

**BY STATE AFFAIRS COMMITTEE
AN ACT**

RELATING TO BEER AND WINE AND RESTRICTIONS CONCERNING AGE; AMENDING SECTION 23-943, IDAHO CODE, TO PROVIDE THAT IT IS LAWFUL FOR PERSONS EIGHTEEN YEARS OF AGE OR OLDER TO SELL, SERVE, POSSESS OR DISPENSE BEER OR WINE IN THE COURSE OF THEIR EMPLOYMENT AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 23-1013, IDAHO CODE, TO ALLOW ANY PERSON WHO IS EIGHTEEN YEARS OF AGE OR OLDER TO SELL, SERVE, POSSESS OR DISPENSE BEER IN THE COURSE OF HIS EMPLOYMENT.

S 1046 was introduced, read the first time at length, and referred to the Judiciary and Rules Committee for printing.

H 6, by Mr. Speaker, was introduced, read the first time at length, and referred to the Resources and Environment Committee.

HCR 12, by Resources and Conservation, was introduced, read at length, and referred to the Resources and Environment Committee.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Thirteenth Order of Business.

Third Reading of Bills

Senator Stennett was recorded present at this order of business.

H 55 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Davis arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Bunderson, Burkett, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 33.

NAYS--None.

Absent and excused--Brandt, Burtenshaw. Total - 2.

Total - 35.

Whereupon the President declared **H 55** passed, title was approved, and the bill ordered returned to the House.

H 74 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Hill arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bunderson, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noh, Richardson, Sorensen, Stegner, Werk, Williams. Total - 25.

NAYS--Bailey, Burkett, Calabretta, Noble, Pearce, Schroeder, Stennett, Sweet. Total - 8.

Absent and excused--Brandt, Burtenshaw. Total - 2.

Total - 35.

Whereupon the President declared **H 74** passed, title was approved, and the bill ordered returned to the House.

H 75 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Compton arose as sponsor of the bill and opened the debate.

On request by Senator Compton, granted by unanimous consent, **H 75** retained its place on the Third Reading Calendar for one legislative day.

H 77 was read the third time at length, section by section, and placed before the Senate for final consideration. Senator Gannon arose as sponsor of the bill and opened the debate. The question being, "Shall the bill pass?"

Roll call resulted as follows:

AYES--Andreason, Bailey, Bunderson, Burkett, Calabretta, Cameron, Compton, Darrington, Davis, Gannon, Geddes, Goedde, Hill, Ingram, Kennedy, Keough, Little, Lodge, Malepeai, Marley, McKenzie, McWilliams, Noble, Noh, Pearce, Richardson, Schroeder, Sorensen, Stegner, Stennett, Sweet, Werk, Williams. Total - 33.

NAYS--None.

Absent and excused--Brandt, Burtenshaw. Total - 2.

Total - 35.

Whereupon the President declared **H 77** passed, title was approved, and the bill ordered returned to the House.

On request by Senator Davis, granted by unanimous consent, the Senate advanced to the Fifteenth Order of Business.

Miscellaneous Business

On motion by Senator Davis, seconded by Senator Stennett, by voice vote the Senate adjourned at 12 noon until the hour of 11:15 a.m., Friday, January 31, 2003.

JAMES E. RISCH, President

Attest: JEANNINE WOOD, Secretary